

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NORTH CAROLINA
RALEIGH DIVISION**

IN THE MATTER OF:

Fountain Powerboats Industries, Inc., et al

Debtor

Case No. 09-7132-8
Consolidated for Administration
Chapter 11

Request for Authority to Pay Over Unclaimed Funds to Clerk

NOW COMES Fountain Powerboat Industries, Inc., Fountain Powerboats, Inc., Fountain Dealers' Factory Superstore, Inc., and Baja by Fountain, Inc. (collectively the "Debtors), and submits the following request relating to unclaimed dividends due certain Class 8 creditors.

1. The Court entered an Order Confirming the First Amended Joint Plan of Reorganization on February 11, 2010, which directed the Counsel for Debtors as the Disbursing Agent to distribute the sum of \$500,000 in payment of claims held by Class 7 and 8 creditors.
2. Counsel made a first and final distribution to Class 7 and 8 creditors on June 28, 2010, as evidenced by the Report of Distribution to Creditors filed with the Court.
3. The remaining balance of \$633.11 represents unclaimed dividends payable to creditors for whom Counsel has been unable to determine current addresses. See attached Exhibit A for listing thereof.

WHEREFORE, the Debtors seek authority to pay such amounts to the Clerk, as is expressly provided in the Plan.

RESPECTFULLY submitted this the __ day of December, 2010.

NORTHEN BLUE, LLP

s/ John A. Northen
John A. Northen, NCSB #6789
Attorney for the Debtor
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Unclaimed Funds Report.xls

Class	Creditor	Address1	Address2	City	State	Zip	Check Amount
8	BALLANTYNE PUBLISHING	PO BOX 29585		GREENSBORO	NC	27429	157.88
8	CONBRACO INDUSTRIES, INC.	P.O. BOX 60034		CHARLOTTE	NC	28260	26.00
8	DANIEL R. SMITH	1338 SOUTH KILLIAN DRIVE	SUITE 11	LAKE PARK	FL	33403	35.21
8	R & R TEXTILES	PO BOX 11407	DRAWER 675	BIRMINGHAM	AL	35246	201.51
8	ROBERT ARCADE	15 HOWARD CIRCLE		STANTON ISLAND	NY	10301	52.63
8	ROBERT BERG	Address unknown			TOTAL		159.88
							633.11



CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing by automatic electronic service on:

Marjorie K. Lynch Bankruptcy Administrator Office 434 Fayetteville St. Mall Suite 620 Raleigh, NC 27601	Ballantyne Publishing Attn: Managing Agent P O Box 29585 Greensboro, NC 27429
Conbraco Industries, Inc. Attn: Managing Agent P O Box 60034 Charlotte, NC 28260	Daniel R. Smith 1338 South Killian Drive Suite 11 Lake Park, FL 33403
R & R Textiles Attn: Managing Agent P O Box 11407 Drawer 675 Birmingham, AL 35246	Robert Arcate 15 Howard Circle Stanton Island, NY 10301

This the 9th day of December, 2010.

/s/ John A. Northen

Counsel for the Debtor:

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